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on the Establishment of an
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CREDENTIALS OF REPRESENTATIVES TO THE UNITED NATIONS DIPLOMATIC CONFERENCE OF PLENIPOTENTIARIES ON THE ESTABLISHMENT OF AN INTERNATIONAL CRIMINAL COURT

Report of the Credentials Committee

Chairman: Ms. Hannelore Benjamin (Dominica)

1. At its 1st and 8th plenary meetings, on 15 and 18 June 1998, the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court, in accordance with rule 4 of its rules of procedure, appointed a Credentials Committee consisting of the following States: Argentina, China, Côte d'Ivoire, Dominica, Nepal, Norway, Russian Federation, United States of America and Zambia.

2. The Credentials Committee met on 10 July 1998.

3. Ms. Hannelore Benjamin (Dominica) was unanimously elected Chairman.

4. The Committee had before it a memorandum by the Secretary-General, dated 9 July 1998, concerning the credentials and corresponding documents of representatives to the Conference. The Legal Counsel made a statement relating to the memorandum by the Secretary-General.

5. Credentials issued by the Head of State or Government or by the Minister for Foreign Affairs, as required by rule 3 of the rules of procedure of the Conference, have been received in respect of representatives from the following 148 States: Afghanistan, Albania, Algeria, Andorra, Angola, Argentina, Armenia, Azerbaijan, Australia, Austria, Bahrain, Bangladesh, Barbados, Belarus, Belgium, Benin, Botswana, Brazil, Brunei Darussalam, Bulgaria, Burkina Faso, Burundi, Cameroon, Canada, Cape Verde, Central African Republic, Chile, China, Colombia, Comoros, Congo, Costa Rica, Côte d'Ivoire, Croatia, Cuba, Cyprus, Czech Republic, Democratic Republic of the Congo, Denmark, Djibouti, Dominica, Dominican Republic, Ecuador, Egypt, El Salvador, Estonia, Ethiopia, Finland, France, Gabon, Georgia, Germany, Ghana, Greece, Guatemala, Guinea, Haiti, Holy See, Hungary, Iceland, India, Indonesia, Iran (Islamic Republic of), Iraq, Ireland, Israel, Italy, Jamaica, Japan, Jordan, Kazakhstan, Kenya, Kuwait, Lao People's Democratic Republic, Latvia,

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Lebanon, Lesotho, Liberia, Libyan Arab Jamahiriya, Liechtenstein, Lithuania, Luxembourg, Madagascar, Malaysia, Mali, Malta, Mauritania, Mauritius, Mexico, Monaco, Morocco, Mozambique, Namibia, Nepal, Netherlands, New Zealand, Niger, Nigeria, Norway, Oman, Pakistan, Panama, Paraguay, Peru, Philippines, Poland, Portugal, Qatar, Republic of Korea, Romania, Russian Federation, Samoa, San Marino, Sao Tome and Principe, Saudi Arabia, Senegal, Sierra Leone, Singapore, Slovakia, Slovenia, Solomon Islands, South Africa, Spain, Sri Lanka, Sudan, Swaziland, Sweden, Switzerland, Syrian Arab Republic, Thailand, the former Yugoslav Republic of Macedonia, Togo, Trinidad and Tobago, Tunisia, Turkey, Uganda, Ukraine, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, United States of America, Uruguay, Uzbekistan, Venezuela, Viet Nam, Yemen, Zambia and Zimbabwe.

6. Credentials in the form of photocopies or faxes of credentials issued by the Head of State or Government or by the Minister for Foreign Affairs have been received from the following five States: Bolivia, Chad, Honduras, Malawi and Nicaragua.

7. Credentials in the form of information concerning the appointment of representatives to the Conference have been received by means of facsimile or in the form of letters or notes verbales from embassies, permanent missions to the United Nations, or other government offices or authorities from the following seven States: Bosnia and Herzegovina, Eritrea, Guinea-Bissau, Kyrgyzstan, Republic of Moldova, Rwanda and Tajikistan.

8. The Chairman recommended that the Committee accept the credentials of the representatives of all States mentioned in paragraph 5. The Chairman also recommended that the Committee accept provisionally the communications relating to the representatives listed in paragraphs 6 and 7, pending the receipt of credentials complying with rule 3 of the rules of procedure.

9. Having considered the question of the credentials of Afghanistan, the Committee decided to adopt the same approach as adopted by the Credentials Committee of the General Assembly and approved by the Assembly for its fifty-second regular session.

10. On the proposal of the Chairman, the Committee adopted the following draft resolution:

> "The Credentials Committee,
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> "Having examined the credentials of the representatives to the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court of the States referred to in paragraphs 5 to 7 of its report,
>
> "Accepts, subject to the decision contained in paragraph 9 of its report, the credentials of the representatives of the States referred to in paragraph 5 of its report;

"Accepts provisionally the communications relating to the representatives of the States referred to in paragraphs 6 and 7 of its report, pending the receipt of credentials complying with rule 3 of the rules of procedure;

"Requests the representatives of States referred to in paragraphs 6 and 7 of its report to submit original formal credentials as soon as possible."

11. The draft resolution proposed by the Chairman was adopted without a vote.

12. The Committee further decided to authorize the Chairman, with the assistance of the Secretariat, to prepare the report of the Committee and to present the report to the Conference after consultation with interested members of the Committee. The Chairman was also authorized to supplement the report of the Committee so as to reflect any additional credentials and communications received by the Secretariat subsequent to the Committee's meeting.

13. The Chairman then proposed that the Committee should recommend to the plenary of the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court the adoption of a draft resolution (see para. 15). The proposal was adopted without a vote.

14. In the light of the foregoing, the present report is submitted to the Conference.

RECOMMENDATION OF THE CREDENTIALS COMMITTEE

15. The Credentials Committee recommends to the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court the adoption of the following draft resolution:

"Credentials of representatives to the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court

"The United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court,

"Having considered the report of the Credentials Committee and the recommendation contained therein,

"Approves the report of the Credentials Committee."